

SENATE BILL No. 152

DIGEST OF INTRODUCED BILL

Citations Affected: IC 24-4-15.

Synopsis: Automated external defibrillators in health clubs. Provides that a defibrillator is not required to be located within the premises of certain health clubs. Removes a requirement for a specific cardiopulmonary resuscitation course related to defibrillators in health clubs. Specifies the fire department responsible for inspection of a health club for compliance with defibrillator requirements. (The introduced version of this bill was prepared by the health finance commission.)

Effective: July 1, 2008.

Miller

January 8, 2008, read first time and referred to Committee on Health and Provider Services.

C
o
p
y



Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

SENATE BILL No. 152

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 24-4-15-5, AS ADDED BY P.L.129-2007,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2008]: Sec. 5. An owner or operator of a health club shall do
4 the following:

5 (1) Ensure that a defibrillator is:

6 **(A)** located on the health club premises and ~~is~~ easily accessible
7 to the health club staff, members, and guests; **or**

8 **(B) if:**

9 **(i) the health club is located on the premises of a business**
10 **of which the health club is a part; and**

11 **(ii) the business has an emergency response team;**
12 **located on the premises of the business and easily**
13 **accessible to the emergency response team.**

14 (2) Employ at least one (1) individual who:

15 (A) has satisfactorily completed a course ~~approved by the~~
16 American Red Cross ~~or the American Heart Association~~
17 **consistent with the most current national guidelines for;**



C
o
p
y

- 1 and
 2 (B) is currently certified in;
 3 cardiopulmonary resuscitation and defibrillator use.
 4 (3) Reasonably ensure that at least one (1) individual described
 5 ~~under in~~ subdivision (2) is on the health club premises when staff
 6 is present at the health club during the health club's business
 7 hours.
 8 (4) A health club that is not staffed must have the following on
 9 the premises:
 10 (A) A telephone for 911 telephone call access.
 11 (B) A sign in plain view containing an advisory warning that
 12 indicates that members of the unstaffed health ~~spa club~~ should
 13 be aware that working out alone may pose risks to ~~the a~~ health
 14 ~~spa club~~ member's health and safety.
 15 (C) A sign in plain view providing instruction in the use of the
 16 ~~automated external~~ defibrillator and in cardiopulmonary
 17 resuscitation.
 18 (5) Ensure compliance with the requirements set forth in
 19 IC 16-31-6.5.
 20 (6) Post a sign at each entrance to the health club that indicates
 21 the location of each defibrillator.
 22 SECTION 2. IC 24-4-15-7, AS ADDED BY P.L.129-2007,
 23 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2008]: Sec. 7. ~~(a)~~ The:
 25 (1) state department and the division of fire and building safety
 26 may inspect a health club at any time:
 27 ~~(1)~~ (A) according to rules adopted by the state department; or
 28 ~~(2)~~ (B) in response to a filed complaint alleging
 29 noncompliance with this chapter; **and**
 30 (2) **fire department that serves the area in which a health club**
 31 **is located shall inspect the health club for compliance with**
 32 **this chapter if the health club is inspected as part of an**
 33 **inspection program under IC 36-8-17-8.**
 34 ~~(b)~~ A fire department may inspect a health club for compliance with
 35 this chapter as part of an inspection program under ~~IC 36-8-17-8.~~

C
o
p
y

